

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 4TH JANUARY 2007 / 14TH POUSHA 1928

Bail Appl..No. 7744 of 2006()

CRIME NO. 80/06 OF PERUMPADAPPU POLICE STATION

PETITIONERS

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1. NIZAR, S/O. SIDHI,
PADINJAREPURAKKAL HOUSE, PALAPETTY.
 2. HAMZA, S/O. KUNJU,
CHAHIL HOUSE, PALAPETTY.
 3. SIRAJUDHEEN, AGED 19 YEARS,
S/O. SITHUMUHAMMED, MARAKARATH HOUSE,
PALAPETTY.
 4. SHAMSADH, AGED 21 YEARS, S/O. SHAMSU,
KUNNATHU HOUSE, PALAPETTY.
 5. ISAHAQUE, S/O. KHALID,
ALIMINAKATH HOUSE, PALAPETTY.

BY ADV. SRI.K.J.SAJI ISAAC

RESPONDENTS:

SUB INSPECTOR OF POLICE,
PERUMPADAPPU, REP. BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 04/01/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

V. RAMKUMAR, J.

Bail Application No. 7744 of 2006

Dated, 4th January, 2007

O R D E R

Petitioners who are accused Nos. 3 to 7 in Crime No. 80/06 of Perumpadappu Police Station for offences punishable under Secs. 143, 147, 148, 324 and 308 read with Sec. 149 I.P.C., seek anticipatory bail.

2. The learned Public Prosecutor opposed the application.

3. The occurrence took place on 3-5-2006 in which the de facto complainant was attacked with swords and other weapons by eight persons and he sustained not less than seven incised injuries.

4. Anticipatory bail cannot be granted in a case of this nature. There is no reason why the petitioner should not surrender before the Magistrate concerned and seek regular bail. Accordingly, if the petitioner surrenders before the Magistrate concerned and files an application for regular bail within 10 days from today, the same shall be considered and disposed of preferably on the same date on which it is filed.

With the above observation this application is dismissed.

V.RAMKUMAR, JUDGE.

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